(3)

draft

IN THE HIGH COURT OF JUDICATURE CHHATTISGARH AT BILASPUR

W.P. No. 1743 / 2003

Petitioner : M/s Udai Lal S/o Bherulal, a proprietory firm having its proprietor Shri Udailal. Through Puranmal Anjana S/o late Shri Ramlalji Anjana, aged about 32 years R/o Nimbahera, Holder of Power of Attorney on behalf of Udailal S/o Bherulal.

P. B. No. 1595/03
Presented by Shri Bharat Lal Pathak
16.06.03

Versus

Respondents :

1. South Eastern Coalfields Ltd., Through its Managing Director, Calcutta
2. The General Manager (S&M) SECL, Seepat Road, Bilaspur (C.G.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

(127)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

W.P. No. 1743/2003

मामला क्रमांक ..... **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	21.6.2003 Shri P. Diwakar, learned counsel for the petitioner. Shri Vinay Harit, learned counsel for the respondents. On a mention being made, this case is being taken up alongwith W.P. No.1725/03. Heard. Respondents have filed return and have also filed documents to show that earlier notice was issued on 22.11.2002 wherein they had sought for the explanation. They had referred the deviation and sought for the explanation why action invoking clause 2.2.1 agreement should not be initiated. It is also submitted that reminders were issued and it was on 12/2/2003 reply to this notice-dated 22.11.2002 was submitted. Thereafter the petitioner did not hear anything from the respondents and he was served with a notice on 19.3.2003 (annexure P/3). The petitioner filed a representation (Annexure P/4) on 17.5.2003.	

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

W.P.No. 1743/2003

मामला क्रमांक ..... / ..... **सन्** 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	The respondents have submitted that they have filed document (Annexure R/4/reply dated 3.6.2003), which is said to have been forwarded and the same has been received vide Annexure-R/5 on 7/6/2003. The copies have been filed. Learned counsel for the petitioner submitted that similar notices were served on other persons by the Western Coal Field and they have filed civil suit in the Court of VIIIth Joint Civil Judge, Junior Division, Nagpur where an order has been passed on 12.6.2003, there the counsel for the respondents had agreed to extend the period of notice till 1.7.2003. Learned counsel submits that he does not possess the certified copy of it but having the communication from the counscl. Hc should ~~xxxx~~ filc thc aforcsaid documcnt. Under the circumstances, learned counsel for the petitioner wants to withdraw this petition with liberty to avail the remedy under the ordinary law.	

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

W.P. 1743/2003

मामला क्रमांक ..... **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -3-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	It is submitted that the time is going to expire on 23rd June, 2003 and further in view of the termination as contained in the letter dated 19/3/2003, the petitioner has been called to settle the accounts. He may be allowed the extension of time. It is for the respondents to consider as it is within their discretion. Accordingly, this petition stands disposed of with the liberty as prayed. Certified copy as per rules.	**Sd/-** **Fakhruddin** **Judge**